

Union Calendar No. 138

107TH CONGRESS
1ST SESSION

H. R. 1989

[Report No. 107-227]

To reauthorize various fishery conservation management programs.

IN THE HOUSE OF REPRESENTATIVES

MAY 24, 2001

Mr. GILCHREST introduced the following bill; which was referred to the
Committee on Resources

OCTOBER 3, 2001

Reported with an amendment, committed to the Committee of the Whole
House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on May 24, 2001]

A BILL

To reauthorize various fishery conservation management
programs.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Fisheries Conservation*
5 *Act of 2001”.*

1 ***TITLE I—INTERJURISDICTIONAL***
2 ***FISHERIES ACT OF 1986***

3 ***SEC. 101. REAUTHORIZATION OF INTERJURISDICTIONAL***
4 ***FISHERIES ACT OF 1986.***

5 *Section 308 of the Interjurisdictional Fisheries Act of*
6 *1986 (16 U.S.C. 4107) is amended—*

7 *(1) by amending subsection (a) to read as fol-*
8 *lows:*

9 *“(a) GENERAL APPROPRIATIONS.—There are author-*
10 *ized to be appropriated to the Department of Commerce for*
11 *apportionment to carry out the purposes of this title—*

12 *“(1) \$4,900,000 for fiscal year 2002;*

13 *“(2) \$5,400,000 for each of fiscal years 2003 and*
14 *2004; and*

15 *“(3) \$5,900,000 for each of fiscal years 2005 and*
16 *2006.”; and*

17 *(2) in subsection (c) by striking “\$700,000 for*
18 *fiscal year 1997, and \$750,000 for each of the fiscal*
19 *years 1998, 1999, and 2000” and inserting “\$800,000*
20 *for fiscal year 2002, \$850,000 for each of fiscal years*
21 *2003 and 2004, and \$900,000 for each of fiscal years*
22 *2005 and 2006”.*

1 **SEC. 102. PURPOSES OF THE INTERJURISDICTIONAL FISH-**
 2 **ERIES ACT OF 1986**

3 *Section 302 of the Interjurisdictional Fisheries Act of*
 4 *1986 (16 U.S.C. 4101) is amended by striking “and” after*
 5 *the semicolon at the end of paragraph (1), striking the pe-*
 6 *riod at the end of paragraph (2) and inserting “; and”,*
 7 *and adding at the end the following:*

8 *“(3) to promote and encourage research in prep-*
 9 *aration for the implementation of the use of eco-*
 10 *systems and interspecies approaches to the conserva-*
 11 *tion and management of interjurisdictional fishery*
 12 *resources throughout their range.”.*

13 **TITLE II—ANADROMOUS FISH**
 14 **CONSERVATION ACT**

15 **SEC. 201. REAUTHORIZATION OF ANADROMOUS FISH CON-**
 16 **SERVATION ACT.**

17 *Section 4 of the Anadromous Fish Conservation Act*
 18 *(16 U.S.C. 757d) is amended to read as follows:*

19 **“AUTHORIZATION OF APPROPRIATIONS**

20 **“SEC. 4. (a)(1) There are authorized to be appro-**
 21 **priated to carry out the purposes of this Act not to exceed**
 22 **the following sums:**

23 **“(A) \$4,500,000 for fiscal year 2002;**

24 **“(B) \$4,750,000 for each of fiscal years 2003 and**
 25 **2004; and**

1 “(C) \$5,000,000 for each of fiscal years 2005 and
2 2006.

3 “(2) Sums appropriated under this subsection are au-
4 thorized to remain available until expended.

5 “(b) Not more than \$625,000 of the funds appropriated
6 under this section in any one fiscal year shall be obligated
7 in any one State.”.

8 **SEC. 202. RESEARCH ON AND USE OF ECOSYSTEMS AND**
9 **INTERSPECIES APPROACHES TO THE CON-**
10 **SERVATION AND MANAGEMENT.**

11 *The first section of the Anadromous Fish Conservation*
12 *Act (16 U.S.C. 757a) is amended in subsection (b) by in-*
13 *serting “(1)” after “(b)”, and by adding at the end the fol-*
14 *lowing:*

15 “(2) In carrying out responsibilities under this section,
16 the Secretary shall conduct, promote, and encourage re-
17 search in preparation for the implementation of the use of
18 ecosystems and interspecies approaches to the conservation
19 and management of anadromous and Great Lakes fishery
20 resources.”.

1 ***TITLE III—ATLANTIC COASTAL***
 2 ***FISHERIES***

3 ***SEC. 301. REAUTHORIZATION OF ATLANTIC STRIPED BASS***
 4 ***CONSERVATION ACT.***

5 *Section 7(a) of the Atlantic Striped Bass Conservation*
 6 *Act (16 U.S.C. 1851 note) is amended by striking “and*
 7 *2003” and inserting “2003, 2004, 2005, and 2006”.*

8 ***SEC. 302. REAUTHORIZATION OF ATLANTIC COASTAL FISH-***
 9 ***ERIES COOPERATIVE MANAGEMENT ACT.***

10 *Section 811(a) of the Atlantic Coastal Fisheries Coop-*
 11 *erative Management Act (16 U.S.C. 5108) is amended by*
 12 *striking “2005” and inserting “2006”.*

13 ***SEC. 303. AMENDMENTS TO ATLANTIC COASTAL FISHERIES***
 14 ***COOPERATIVE MANAGEMENT ACT.***

15 *(a) FINDINGS.—Section 802(a) of the Atlantic Coastal*
 16 *Fisheries Cooperative Management Act (16 U.S.C. 5101(a))*
 17 *is amended by adding at the end the following:*

18 *“(7) The understanding of the interactions of*
 19 *species in the maritime environment and the develop-*
 20 *ment of ecosystems-based approaches to fishery con-*
 21 *servation and management lead to better stewardship*
 22 *and sustainability of coastal fishery resources.*

23 *“(8) Federal and State scientists should gather*
 24 *information on the interaction of species in the ma-*

1 *rine environment and provide this scientific informa-*
 2 *tion to Federal and State managers.”.*

3 *(b) PURPOSE.—Section 802(b) of such Act (16 U.S.C.*
 4 *5101(b)) is amended to read as follows:*

5 *“(b) PURPOSE.—The purpose of this title is to support*
 6 *and encourage the development, implementation, and en-*
 7 *forcement of effective interstate conservation and manage-*
 8 *ment of Atlantic coastal fishery resources through the use*
 9 *of sound science and multispecies, adaptive, and ecosystem-*
 10 *based management measures.”.*

11 *(c) STATE-FEDERAL COOPERATION IN MULTISPECIES*
 12 *AND ECOSYSTEMS INTERACTION RESEARCH.—Section*
 13 *804(a) of such Act (16 U.S.C. 5103(a)) is amended by in-*
 14 *serting “multispecies and ecosystems interaction research;”*
 15 *after “biological and socioeconomic research;”.*

16 *(d) ASSISTANCE FOR RESEARCH REGARDING INTER-*
 17 *RELATIONSHIPS AMONG ATLANTIC COASTAL FISHERY RE-*
 18 *SOURCES AND THEIR ECOSYSTEMS.—Section 808 of such*
 19 *Act (16 U.S.C. 5107) is amended by striking “and” after*
 20 *the semicolon at the end of paragraph (1), redesignating*
 21 *paragraph (2) as paragraph (3), and inserting after para-*
 22 *graph (1) the following:*

23 *“(2) research to understand the interrelation-*
 24 *ships among Atlantic coastal fishery resources and*
 25 *their ecosystems; and”.*

1 **TITLE IV—NOAA MARINE FISH**
2 **INFORMATION AND ANALYSIS**
3 **ACTIVITIES**

4 **SEC. 401. REAUTHORIZATION OF NOAA MARINE FISH PRO-**
5 **GRAM.**

6 (a) *FISHERIES INFORMATION COLLECTION AND ANAL-*
7 *YSIS.*—*There are authorized to be appropriated to the Sec-*
8 *retary of Commerce, to enable the National Oceanic and*
9 *Atmospheric Administration to carry out fisheries informa-*
10 *tion and analysis activities under the Fish and Wildlife Act*
11 *of 1956 (16 U.S.C. 742a et seq.) and any other law involv-*
12 *ing those activities, \$72,248,000 for fiscal year 2002,*
13 *\$76,640,000 for each of fiscal years 2003 and 2004, and*
14 *\$82,893,000 for each of fiscal years 2005 and 2006. Such*
15 *activities may include, but are not limited to, the collection,*
16 *analysis, and dissemination of scientific information nec-*
17 *essary for the management of living marine resources and*
18 *associated marine habitat.*

19 (b) *FISHERIES CONSERVATION AND MANAGEMENT OP-*
20 *ERATIONS.*—*There are authorized to be appropriated to the*
21 *Secretary of Commerce, to enable the National Oceanic and*
22 *Atmospheric Administration to carry out activities relating*
23 *to fisheries conservation and management operations under*
24 *the Fish and Wildlife Act of 1956 (16 U.S.C. 742a et seq.)*
25 *and any other law involving those activities, \$122,105,000*

1 *for fiscal year 2002, \$125,529,000 for each of fiscal years*
 2 *2003 and 2004, and \$135,856,000 for each of fiscal years*
 3 *2005 and 2006. Such activities may include, but are not*
 4 *limited to, development, implementation, and enforcement*
 5 *of conservation and management measures to achieve con-*
 6 *tinued optimum use of living marine resources, hatchery*
 7 *operations, habitat conservation, and protected species*
 8 *management.*

9 (c) *FISHERIES STATE AND INDUSTRY COOPERATIVE*
 10 *PROGRAMS.—There are authorized to be appropriated to*
 11 *the Secretary of Commerce, to enable the National Oceanic*
 12 *and Atmospheric Administration to carry out State and in-*
 13 *dustry cooperative programs under the Fish and Wildlife*
 14 *Act of 1956 (16 U.S.C. 742a et seq.) and any other law*
 15 *involving those activities, \$28,520,000 for fiscal year 2002,*
 16 *\$28,814,000 for each of fiscal years 2003 and 2004, and*
 17 *\$29,967,000 for each of fiscal years 2005 and 2006. These*
 18 *activities include, but are not limited to, ensuring the qual-*
 19 *ity and safety of seafood products and providing grants to*
 20 *States for improving the management of interstate fisheries.*

21 (d) *RELATION TO OTHER LAWS.—Authorizations*
 22 *under this section shall be in addition to monies authorized*
 23 *under the Magnuson-Stevens Fishery Conservation and*
 24 *Management Act of 1976 (16 U.S.C. 1801 et seq.), the Ma-*
 25 *rine Mammal Protection Act of 1972 (16 U.S.C. 1361 et*

1 *seq.*), the *Endangered Species Act of 1973* (16 U.S.C. 3301
 2 *et seq.*), the *Anadromous Fish Conservation Act* (16 U.S.C.
 3 757 *et seq.*), and the *Interjurisdictional Fisheries Act* (16
 4 U.S.C. 4107 *et seq.*).

5 **TITLE V—ATLANTIC TUNAS**
 6 **CONVENTION ACT OF 1975**

7 **SEC. 501. REAUTHORIZATION OF THE ATLANTIC TUNAS**
 8 **CONVENTION ACT OF 1975.**

9 *Section 10 of the Atlantic Tunas Convention Act of*
 10 *1975 (16 U.S.C. 971h) is amended to read as follows:*

11 “AUTHORIZATION OF APPROPRIATIONS

12 “SEC. 10. (a) IN GENERAL.—*There are authorized to*
 13 *be appropriated to carry out this Act, including use for*
 14 *payment of the United States share of the joint expenses*
 15 *of the Commission as provided in Article X of the Conven-*
 16 *tion, the following sums:*

17 “(1) *For each of fiscal years 2002, 2003, and*
 18 *2004, \$5,480,000.*

19 “(2) *For each of fiscal years 2005 and 2006,*
 20 *\$5,495,000.*

21 “(b) ALLOCATION.—*Of amounts available under this*
 22 *section for each fiscal year—*

23 “(1) *\$150,000 are authorized for the advisory*
 24 *committee established under section 4 and the species*
 25 *working groups established under section 4A; and*

1 “(2) \$4,240,000 are authorized for research ac-
2 tivities under this Act and the Act of September 4,
3 1980 (16 U.S.C. 971i).”.

4 **TITLE VI—NORTHWEST ATLAN-**
5 **TIC FISHERIES CONVENTION**
6 **ACT OF 1995**

7 **SEC. 601. REAUTHORIZATION OF THE NORTHWEST ATLAN-**
8 **TIC FISHERIES CONVENTION ACT OF 1995.**

9 Section 211 of the Northwest Atlantic Fisheries Con-
10 vention Act of 1995 (16 U.S.C. 5610) is amended by strik-
11 ing “2001” and inserting “2006”.

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